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7 Attorney for Daniel Carrion

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Respondent/Plaintiff,

12 v.

13 DANIEL CARRION,

14 Petitioner/Defendant.

Case No. 2:03-cr-00030-JAD-RJJ-1

**STIPULATION TO EXTEND THE
REPLY DEADLINE**

(First Request)

15
16 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden,
17 United States Attorney, and Elizabeth Olson White, Assistant United States Attorney, counsel
18 for the United States of America, and Rene L. Valladares, Federal Public Defender, and
19 Nisha Brooks-Whittington, Assistant Federal Public Defender, counsel for
20 Daniel Carrion ("Mr. Carrion"), submit the following Stipulation to extend the
21 due date for defendant's Reply to Government's Response in Opposition to Motion to Vacate,
22 Set Aside, or Correct Criminal Convictions and Sentence Pursuant to 28 U.S.C. § 2255 to
23 December 30, 2016.

24 This Stipulation is entered into for the following reasons:

25 1. On April 15, 2016, Mr. Carrion filed a Motion to Vacate under 28 U.S.C. § 2255
26 ("Motion to Vacate"). ECF No. 72. On December 8, 2016, this Court ordered the government

1 to file a response to the Motion to Vacate by December 19, 2016. ECF No. 80. On
2 December 19, 2016, the government filed its Opposition to Mr. Carrion's Motion to Vacate.
3 ECF No. 81.

4 2. The Court ordered a Reply deadline of December 26, 2016. *See* ECF No. 80.
5 In addition to Mr. Carrion's Reply deadline, undersigned counsel is also working on over 40
6 other cases in which supplemental Motions to Vacate related to *Johnson v. United States*, 135
7 S. Ct. 2551 (2015) are also due on December 26, 2016. Consequently, counsel for Mr. Carrion
8 requests additional time to review, research, and prepare Mr. Carrion's Reply to the
9 government's Opposition. For that reason, the parties agree to a four (4) day continuance from
10 December 26, 2016, to December 30, 2016 for Mr. Carrion to file his Reply.

11 DATED this 20th day of December, 2016.

12
13 RENE L. VALLADARES
Federal Public Defender

DANIEL G. BOGDEN
United States Attorney

14
15 /s/ Nisha Brooks-Whittington
By _____


/s/ Elizabeth Olson White
By _____

16 NISHA BROOKS-WHITTINGTON
17 Assistant Federal Public Defender

ELIZABETH OLSON WHITE
Assistant United States Attorney

ORDER

DATED this 20th day of December, 2016.

16. 
UNITED STATES DISTRICT COURT